

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
NOVEMBER 18, 2002**

The Tippecanoe County Commissioners met on Monday, November 18, 2002 at 5:00 P.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President John L. Knochel, Vice President KD Benson, and Member Ruth E. Shedd; Auditor Robert A. Plantenga, Commissioners' Assistant Jennifer Weston, County Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Knochel called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

Commissioner Benson moved to approve the minutes of the November 4, 2002 Regular Meeting, the November 7, 2002 Special Joint Meeting with the Council, and the November 13, 2002 Special Meeting as distributed, seconded by Commissioner Shedd; motion carried.

APPROVAL OF CLAIMS

- Upon the recommendation of Commissioners' Assistant Weston, Commissioner Shedd moved to approve the Claims as submitted with the exception of Claim #02-14219 to the TEMA Volunteer Fund in the amount of \$263.07, seconded by Commissioner Benson; motion carried.

HIGHWAY: Engineer Tim Wells

2002 GUARDRAIL REHABILITATION PROGRAM

Mr. Wells announced that advertisements for the 2002 Guardrail Rehabilitation Program will appear in the Journal & Courier and Lafayette Leader on November 8, 2002 and November 15, 2002. The bids will be opened at 9:00 A.M., Monday, December 2, 2002.

STREET ACCEPTANCE: Saddlebrook Estates SD Ph 3, Pt 3
SUBDIVISION STREET MAINTENANCE BOND: #5855820: A & K Construction, Inc.

Mr. Wells recommended acceptance of the following streets located in Saddlebrook Estates SD Ph 3, Pt 3:

- North Furlong Drive 1,927.89' Asphalt
- Bull Run Drive 139.00' Asphalt
- Equestrian Drive 135.00' Asphalt

- Commissioner Benson moved to accept the Streets in Saddlebrook Estates SD Ph 3, Pt 3 as presented into the County Highway System and three (3) year SD Street Maintenance Bond #5855820 in the amount of \$21,750.00 for A & K Construction, Inc., seconded by Commissioner Shedd; motion carried.

CERTIFICATES OF INSURANCE

- ♦ Northland for C W Mobile Home Transport
- ♦ Cincinnati Insurance Company for Foley Foundations, Inc.
- ♦ State Farm Fire and Casualty Company for Edward Mahan
- ♦ Indiana Insurance Company for Karoo Construction, Inc., Daryl & Brent Hofman
- ♦ Cincinnati Insurance, Cincinnati Casualty Company for R L Evans Custom Homes Inc
- ♦ Selective Insurance Company, Accident Fund Company for United Consulting Engineers Inc

CONTRACTUAL AGREEMENTS: Public Defender Amy Hutchison

Mrs. Hutchison presented Contractual Agreements for the Law Offices of Gregg S. Theobald and Mary A.

Russell. Mary A. Russell's contract is effective from August 9, 2002 to and including December 31, 2002. Gregg S. Theobald's contract is effective from October 1, 2002 to and including December 31, 2002. She explained that Ms Russell is replacing Sarah Dicks and Mr. Theobald has changed law firms.

- Commissioner Benson moved to accept the Contractual Agreements for the Public Defender, seconded by Commissioner Shedd; motion carried.

LETTER OF SUPPORT: DUI Task Force Indiana: Lt Richard Walker

Sheriff's Department Lt Richard Walker asked the Commissioners to sign a letter of support for the Sheriff's Department to participate in the DUI Task Force Traffic Safety Awareness Campaign. As contract employees of the City of Lafayette, Lt Walker said the Sheriff's deputies will work at sobriety checkpoints and be paid by a DUI Task Force Grant from the Indiana Criminal Justice Institute.

- Commissioner Benson moved to authorize the President to execute and sign a Letter of Support for the Sheriff's Department, seconded by Commissioner Shedd; motion carried.

INTERLOCAL AGREEMENT: Tippecanoe County & Board of Works of City of Lafayette: MITS Executive Director Diane Hawkins

Mrs. Hawkins requested approval of this Interlocal Agreement between the County and the City of Lafayette for the joint development of a web site for GIS (Geographical Information Systems) information. The City will share half the cost up to \$75,000. The County will operate and maintain the web site and host data from the City.

- Commissioner Benson moved to approve the Interlocal Agreement with the City of Lafayette for a joint web site, seconded by Commissioner Shedd; motion carried.

AGREEMENT: HNTB: GIS Web Site Development: MITS Executive Director Diane Hawkins

Mrs. Hawkins presented an agreement between the County and HNTB to develop a revised GIS web site jointly with the City of Lafayette. They will revise the web site, import data from the City of Lafayette, and prepare hardware and software specifications for an approximate compensation of \$54,400. February 2003 is the target date for final review stages.

- Commissioner Benson moved to approve the Agreement between the County and HNTB for GIS web site development, seconded by Commissioner Shedd; motion carried.

RESOLUTION 2002-37-CM: County Economic Development Commission Appointments

Attorney Luhman explained that a request was received to convene the Tippecanoe County Economic Development Commission but the term dates of the members were unclear. This Resolution ratifies and confirms the length of their terms.

(quote)

RESOLUTION 2002 -37- CM**APPOINTING RATIFYING AND CONFIRMING APPOINTMENTS TO
TIPPECANOE COUNTY ECONOMIC DEVELOPMENT COMMISSION**

WHEREAS, the Board of Commissioners of Tippecanoe County desires to appoint, ratify and confirm the appointment of members of the Tippecanoe County Economic Development Commission pursuant to IC 36-7-12-7.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Tippecanoe County, that the following persons are appointed, ratified and confirmed as members of the Tippecanoe County Economic Development Commission serving the following terms:

Nola Gentry, selected by the Board of Commissioners of Tippecanoe County and serving a four (4) year term commencing February 1, 1999, and ending January 31, 2003;

Charles Shook, nominated by the Tippecanoe County Council, and serving a four (4) year term commencing February 1, 2002 through January 31, 2006;

Sarah Schwarz, nominated by the Lafayette City Council, and serving a four (4) year term commencing February 1, 2001 and ending January 31, 2005.

ADOPTED THIS 18th day of November, 2002.

BOARD OF COMMISSIONERS OF
TIPPECANOE COUNTY

John Knochel, President

KD Benson, Vice President

Ruth Shedd, Member

ATTEST:

Robert Plantenga, Auditor of
Tippecanoe County

(unquote)

Attorney Luhman explained that this request came from American Housing Foundation, an apparent not-for-profit corporation, that wants to purchase Jefferson Commons, an existing apartment complex. They want the County to authorize the issuance of Economic Development Revenue Bonds which will allow them to get tax exempt financing. The Economic Development Commission will hold an initial hearing on Monday, November 25, 2002 at 2:00 P.M. and a public hearing on Thursday, December 5, 2002 at 1:00 P.M. If the Commission recommends approval, the County Council will be asked to adopt a bond ordinance authorizing the sale of tax exempt bonds to finance the purchase.

- Commissioner Benson moved to approve Resolution 2002-37-CM, seconded by Commissioner Shedd; motion carried.

ORDINANCE 2002-45-CM: Amends Plat Book Fees

Attorney Luhman read the Ordinance:

(quote)

ORDINANCE 2002-45-CM
AMENDING COUNTY AUDITOR
REAL PROPERTY ENDORSEMENT FEES

WHEREAS, pursuant to IC 36-9-1 8(d) the Board of Commissioners of the County of Tippecanoe enacted Ordinance 99-65-CM establishing a plat Book Fund and allowing the County Auditor to collect a fee of Three Dollars (\$3.00) for each real property endorsement that the County Auditor makes; and,

WHEREAS, IC 36-9-18(d) now allows a maximum fee of Five Dollars (\$5.00) for each such endorsement; and,

WHEREAS, the Board of Commissioners desires to authorize the County Auditor to collect the maximum fee authorized by IC 36-2-18(d).

NOW THEREFORE, it is hereby enacted and passed by the Board of Commissioners of the Tippecanoe County that the County Auditor is hereby authorized to collect a fee of Five Dollars (\$5.00) for each real property endorsement that the County Auditor makes and Ordinance 99-65-CM is amended accordingly. Such revenues collected are hereby dedicated to a fund for the use of maintaining plat books. Said fees shall be increased from Three Dollars (\$3.00) to Five Dollars (\$5.00) effective as of January 1, 2003.

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and read for the first time, and approved on first reading this 18th day of November, 2002, by the following vote:

VOTE

BOARD OF COMMISSIONERS OF
TIPPECANOE COUNTY

John Knochel

John Knochel, President

KD Benson

KD Benson, Vice President

Ruth Shedd

Ruth Shedd, Member

ATTEST:

Robert Plantenga, Auditor Tippecanoe County

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and read in full for the second time, and adopted this 18th day of November, 2002, by the following vote:

VOTE

BOARD OF COMMISSIONERS OF
TIPPECANOE COUNTY

John Knochel

John Knochel, President

KD Benson

KD Benson, Vice President

Ruth Shedd

Ruth Shedd, Member

ATTEST:

Robert Plantenga, Auditor Tippecanoe County

(unquote)

Auditor Plantenga explained that this increase was initiated because of budget short-fall problems the County encountered for 2003. The \$2.00 increase per document will be transferred to the General Fund to support the Plat Book Specialist's salary.

- Commissioner Benson moved to approve Ordinance 2002-45-CM on first reading, seconded by Commissioner Shedd.

Auditor Plantenga recorded the vote:

John Knochel Yes

KD Benson Yes

Ruth Shedd Yes

- The motion to approve Ordinance 2002-45-CM passed 3 – 0 on first reading.
- Commissioner Benson moved to suspend the rules and allow a vote on second reading the same day as presented, seconded by Commissioner Shedd; motion carried.
- Commissioner Benson moved to approve Ordinance 2002-45-CM on second reading, seconded by Commissioner Shedd.

Auditor Plantenga recorded the vote:

KD Benson Yes
Ruth Shedd Yes
John Knochel Yes

- The motion to approve Ordinance 2002-45-CM passed 3 – 0 on second reading.

UNFINISHED/NEW BUSINESS

2003 STANDARD MILEAGE RATE

Auditor Plantenga announced that, according to IRS Tax News, the IRS standard reimbursable 2003 rate is 36 cents per mile. The 2002 rate was 36.5 cents per mile.

JUVENILE JUSTICE FEASIBILITY STUDY

The Commissioners heard presentations from two candidates who wish to be considered to conduct a Juvenile Justice Feasibility Study. Mike McMillen appeared on November 4th and Bobbie Huskey appeared on November 13th. Attorney Luhman said it would be appropriate for the Commissioners to ask each for their fee before a final decision is made.

- Commissioner Benson moved to authorize Attorney Luhman to draft a letter requesting each candidate to submit a fee estimate by Monday, December 2, 2002, seconded by Commissioner Shedd; motion carried.

REPORT

A report from Veterans Services is on file in the Commissioners' Office for review.

PUBLIC COMMENT

None.

ADJOURNMENT

- Commissioner Benson moved to adjourn, seconded by Commissioner Shedd; motion carried.

**BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE**

John L. Knochel, President

KD Benson, Vice President

Ruth E. Shedd, Member

ATTEST:

Robert A. Plantenga, Auditor